

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DERRICK HOLMES,	)	
	)	
Plaintiff,	)	8:05CV369
	)	
v.	)	
	)	
CITY OF OMAHA, OMAHA POLICE	)	ORDER
DEPARTMENT, DON CAREY, DEREK	)	
MOIS, DAVID WESTBROOK,	)	
ROSEMARY BURDESS, THOMAS	)	
LOFTUS, UNKNOWN SOKOLIK, and	)	
JOHN DOES 1-10,	)	
	)	
Defendants.	)	
	)	

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Upon consideration of pending matters,

IT IS ORDERED:

1. Based on the defendants' response, the order to show cause, filing 23, is withdrawn and set aside.
2. Counsel's motion to withdraw, filing 25, is granted, effective upon the filing of a certificate of service or affidavit indicating that the plaintiff has been served with a copy of this order.
3. Plaintiff is given twenty (20) days from the date of this order in which to either: (1) obtain the services of substitute counsel and have that attorney file an appearance in his behalf; (2) file a motion in this court for the appointment of counsel, setting forth his present financial status, and the reasons he believes counsel should be appointed; or (3) indicate, by pleading, that he will proceed in this case without counsel. If none of these actions is taken within the next twenty days, this case will be subject to dismissal.

DATED this 27<sup>th</sup> day of October, 2005.

BY THE COURT:

s/ *David L. Piester*

David L. Piester  
United States Magistrate Judge